

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

USDC SDNY  
DOCUMENT  
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UNITED STATES OF AMERICA,

-v-

JORGE MARIO PAREDES-CORDOVA,

Defendant.

1:03-cr-987-GHW-6

ORDER

GREGORY H. WOODS, United States District Judge:

On April 16, 2010, the defendant was sentenced principally to a term of imprisonment of 372 months on Counts 1 and 2, to be served concurrently.

On February 7, 2024, the defendant filed a motion (the “Motion”) requesting that this court consider a sentence reduction pursuant to Amendment 821 to the Sentencing Guideline amendment which went into effect on November 1, 2023 and applies retroactively. Dkt. No. 363. The United States Probation Department has issued a report indicating that the defendant is not eligible for a sentence reduction.

The Court has considered the record in this case, and the Motion, pursuant to 18 U.S.C. § 3582(c)(2).

It is hereby ORDERED that the defendant is ineligible for this reduction because (1) he did not receive an enhancement for committing the instant offense while under a criminal justice sentence; and (2) because he received an adjustment under § 3B1.1 (Aggravating Role) and was engaged in a continuing criminal enterprise, as defined in 21 U.S.C. § 848, and therefore is precluded from the zero-points offender level reduction pursuant to U.S.S.G. § 4C1.1. As a result, the Motion is denied.

The Court certifies, pursuant to 28 U.S.C. § 1915(a)(3), that any appeal from this order would not be taken in good faith, and therefore IFP status is denied for the purpose of an appeal. *See Coppedge v. United States*, 369 U.S. 438, 444–45 (1962).

The Clerk of Court is directed to terminate the motion pending at Dkt. No. 363, and to mail a copy of this order, together with the Court's order filed at Dkt. No 367, to Mr. Paredes-Cordova by first class mail.

SO ORDERED.

Dated: April 5, 2024  
New York, New York

  
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GREGORY H. WOODS  
United States District Judge